



City of Memphis

Alcohol Commission Minutes

November 5, 2014

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- I. Call to Order** – The regularly scheduled meeting of the Memphis Alcohol Commission was called to order by Sergeant-A-Arms Officer Gerald Lake at approximately 9:30 a.m.
- II. Roll Call** – The following Commissioners were present: Eugene Bryan, Barry Chase, Billy Post, Africa Gonzalez-McCloy, Erma Hayslett, and Johnsie Wallace. Commissioners Sherman Greer, Jared Johnson and Wayne West were absent.
- III. Approval of the Minutes** - The minutes of the previous meeting were distributed electronically prior to this meeting. *Commissioner Chase moved approval of the minutes of the October 15, 2014 meeting. Commissioner Wallace seconded. The motion passed.*
- IV. Announcements:**
1. Executive Secretary Howard informed the commission that he had spoken with the applicant about a concern on the application and the owner had agreed to continue the application. **Commissioner Chase moved to continue the application to the November 19, 2014 meeting. Commissioner Wallace seconded. The motion passed.**
 2. Mr. Howard informed the commission that a Special Beer Applicant “**Taboo Sports Bar & Cigar Lounge**” had been inadvertently left off of the agenda and requested that the commission consider adding the item a non-agenda item. Commissioner Bryan asked if the application was complete and staff responded in the affirmative. **Commissioner Bryan moved to add the item the application as item 4a to the agenda for the day. Commissioner Hayslett seconded. The motion passed.**
- V. Special Beer Applicant(s):**
1. Jonathan Welden – 1930 Poplar - “**Holiday Bazaar**”
Date: November 21 & 22, 2014 - Time: 12:00 p.m. – 9:00 p.m.
Sponsoring Organization: N/A
Purpose of funds: **Charitable – Not for Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.*
 2. Sara Studdard – Broad Ave: Hollywood to Scott - “**Broad Ave Art Walk**”
Date: November 7, 2014 - Time: 5:00 p.m. – 10:00 p.m.
Sponsoring Organization: **Historic Broad Ave Arts Alliance**
Purpose of funds: **Charitable – Not for Profit; 3 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.*

3. John Holtzman – 66 S. Cooper - **“Fabulous Fall Silent Auction”**
Date: November 15, 2014 - Time: 6:00 p.m. – 10:00 p.m.
Sponsoring Organization: **Transformation Autism Treatment Center**
Purpose of funds: **Chartered – Not for Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.
4. Jeffrey Johnson – Overton Squared - **“Youth Villages Reception”**
Date: November 11, 2014 - Time: 10:00 a.m. – 6:00 p.m.
Sponsoring Organization: **Youth Villages**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.
- 4a. Ron L. Kent Jr. – 3103 Summer - **“Taboo Sports Bar & Cigar Lounge”**
Date: November 5 – December 4, 2014 - Time: (Mon – Sat) 7:00 a.m. – 3:00 a.m. & (Sun) 12:30 p.m. – 3:00 a.m.
Sponsoring Organization: **TDC Investments, Inc.**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.

VI. The following person(s) has applied to sell beer for “ON” premises consumption:

5. Shawn W. & Lana E. Danko – 1250 N. Germantown Pkwy Ste. 123 – Can2, LLC – DbA - **“Kooky Canuck”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.

VII. The following person(s) has applied to sell beer for “OFF” premises consumption:

6. Ly Touch – 1220 Getwell – Amara Shington, Inc. – dba -**“Getwell Station”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Mr. Touch did not run Newspaper Ad.
Commissioner Bryan moved to continued location for the November 19, 2014 meeting. Commissioner Wallace seconded. The motion passed.
7. Chantel Johnson – 1353 Jackson – dba - **“Kinfolks”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.
8. Behailu Ayele – 797 Pope – dba -**“Pope St. Grocery”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Wallace seconded. The motion passed.

9. William R. Stepherson – 4571 Quince – Stepherson, Inc. - dba - **“Superlo Foods #6”**
No one appear before commissioners.
Commissioner Bryan moved to continue location to November 19, 2014 meeting.
Commissioner Wallace seconded. The motion passed.
10. Anas Khmous – 2389 Summer – Summer Fuel Gas Station, Inc. – dba - **“Summer Fuel Gas Station”**
Gen. Mgr. Mohamoud Adelhamid represented the location and presented a Power of Attorney.
was not signed by owner Mr. Khmous.
Commissioner Bryan moved to continue location to November 19, 2014 meeting.
Commissioner Wallace seconded. The motion passed.
11. Michael E. Gordin – 4082 S. Highway 61 – Grumpy, LLC – dba - **“Gordin’s Food & Butcher Shoppe”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Chase moved approval. Commissioner Hayslett seconded. The motion passed.

VIII. Liquor Store(s):

- (Transfer Stock, Fixtures, and Lease)*
12. Thuy Truong – 1711 E. Holmes – dba - **“Wine & Spirit Shoppe”**
Commissioner Chase moved to continue location to November 19, 2014 meeting.
Commissioner Wallace seconded. The motion passed.

(New Liquor Store)

 13. Aleksandr Kats – 670 N. Germantown Parkway Suite 10 – dba - **“Elite Wine & Liquor”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Bryan moved to recommend to the Mayor and State for approval.
Commissioner Hayslett seconded. The motion passed.

IX. Violation(s):

The following location(s) is in violation of AC Rule C-5 D-4 C4 WITH priors:

14. Emad M. Abukteish – 5816 Mt. Moriah - dba – **“Jalal Market”**
Date of Violation: **Thursday, July 24, 2014**
Date Permit Approved: 03-20-2007
Prior Violation(s): 01-31-2012 D4; 08-14-2012 C5
Officer(s): Turner #12946, Stepney #1343, Smith #2829, Taylor #1828
#74936
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$1,300.00 along with a 60 day suspension of the Beer Permit. Commissioner Bryan seconded. The motion passed. The owner agreed to the fine and probation.*

The following location(s) is in violation of AC Rule C-5 D-4 WITH priors:

15. Mike Khmous – 3156 Mendenhall - dba – “Cancun”
Date of Violation: **Thursday, July 24, 2014 C5 D4**
Saturday, August 23, 2014 C5
Date Permit Approved: 03-05-2008
Prior Violation(s): 06-22-2012 D4
Officer(s): Clay #12947, Galison #3156, Richardson #1326, Smith #8636
#71130
Gen. Mgr. Hisham Muthanna represent the location, did not have (POA) Power of Attorney to represent the location. *Commissioner Bryan moved to continue location to November 19, 2014 meeting. Commissioner Hayslett seconded. The motion passed.*
16. Henry Turley – 737 Harbor Bend – dba – “Miss Cordelia’s”
Date of Violation: **Wednesday, July 23, 2014**
Date Permit Approved: 11-05-1997
Prior Violation(s): 06-18-2013 C4
Officer(s): Embrey #12948, Taylor #4828, Ward #0502, Lake #1783
#525597
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$750.00 along with a 60 day suspension of the Beer Permit. Commissioner Bryan seconded. The motion passed. The owner agreed to the fine and probation.*
17. Mapco Express Inc. – 1723 Jackson - dba – “Mapco”
Date of Violation: **Wednesday, July 23, 2014**
Date Permit Approved:
Prior Violation(s): 03-29-2011 C4; 07-14-2011 C5
Officer(s): Smith #12944, Taylor #4828, Ward #0502, Lake #1783
#525596
Gen Mgr. James Rutledge and Brenda McClure stipulated to the charge. *Commissioner moved to fine the location \$1,000.00 along with a 60 day suspension of the Beer Permit. Commissioner Bryan seconded. The motion passed. The owner agreed to the fine and probation.*

The following location(s) is in violation of AC Rule C-5 D-4 D-11 NO priors:

18. Yessy C. Carcamo – 3681 Jackson – dba - “7 Mares Mexican Restaurant”
Date of Violation: **Saturday, July 26, 2013**
Date Permit Approved: 03-04-2009
Officer(s): Stepney #1348, Galison #3156, Ward #0502
#71036
Attorney Milton and owner were present and did not stipulate to the charges. *Commissioner Bryan moved to dismiss all violations. Commissioner Chase seconded. The motion passed. Commissioner Bryan motion to add D-11 to Violation Chart to show 1st charge \$100, 2nd charge \$200, 3rd charge \$300 and 4th charge as \$400. Commissioner McCloy seconded.*

The following location(s) is in violation of AC Rule C-5 D-4 NO priors:

19. Ali A. Ahmed – 3193 S. Mendenhall – dba - “**Stop & Shop Discount**”
Date of Violation: **Thursday, July 24, 2014 C5 D4 C\$**
Saturday, August 23, 2014 C5 D4
Date Permit Approved: 06-20-2012
Officer(s): Clay #12947, Taylor #1828, Galison #3156, Lake #1783, Robinson #12952
Stepney #1348
#C335288, #74942, #716820, #716854
Gen Mgr. Hisham A. Muthana stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$1,350.00 along with a 60 day suspension of the Beer Permit. Commissioner seconded. The motion passed. The owner agreed to the fine and probation.***
20. Inner City Market, LLC – 903 Jackson – dba- “**Inner City Market**”
Date of Violation: **Wednesday, July 23, 2014**
Date Permit Approved: 04-02-2014
Officer(s): Clay #12947, Taylor #4828, Ward #0502, Lake #1783
#525595
The owner stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day suspension of the Beer Permit. Commissioner Wallace seconded. The motion passed. The owner agreed to the fine and probation.***
21. Circle K Stores, Inc. – 2950 Kirby Rd. – dba - “**Circle K**”
Date of Violation: **Thursday, July 24, 2014**
Date Permit Approved: 10-17-2001
Officer(s): Clay #12947, Taylor #4828, Galison #3156, Lake #1783
#71034
Gen. Mgr. Jennifer Taylor stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day suspension of the Beer Permit. Commissioner seconded. The motion passed. The owner agreed to the fine and probation.***
22. Habtamu S. Moges – 704 Waring – dba - “**Smile Mart**”
Date of Violation: **Tuesday, July 22, 2014**
Date Permit Approved: 05-21-2014
Officer(s): Smith #12944, Smith #2829, Ward #0502, Galison #3156
#525598
No one appear before commissioners, ***Commissioner Bryan moved to Indefinitely Suspend the location. Commissioner Hayslett seconded. Owner later appear at the meeting. Commissioner Bryan moved to lift the Indefinite Suspension, Commissioner Hayslett seconded. The motion passed.***
The owner stated he check the ID and stipulated to the charge. ***Commissioner Hayslett moved to dismiss the D-4 charge. Commissioner Bryan seconded. Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day suspension of the Beer Permit. Commissioner Bryan seconded. The motion passed. The owner agreed to the fine and probation.***

The following location(s) is in violation of AC Rule C-5 WITH priors:

23. Aziz Altarb & Mohamed Morshed – 1720 Hunter – dba – “Geno’s Market”
Date of Violation: **Tuesday, July 22, 2014**
Date Permit Approved: 12-04-1996
Prior Violation(s): 06-14-2011 C5 D4
Officer(s): Taylor #1828, Clay #12947, Richard #1326, Stepney #1348
#74923
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$1,000.00 along with a 60 day suspension of the Beer Permit. Commissioner seconded. The motion passed. The owner agreed to the fine and probation.*

The following location(s) is in violation of AC Rule C-5 C-4 NO priors:

24. Gene’s Stop & Shop, Inc. – 1033 Harbor – dba – “Gene’s Stop & Shop”
Date of Violation: **Wednesday, July 23, 2014**
Date Permit Approved: 04-06-1983
Officer(s): Smith #12944, Taylor #1828, Richardson #1326, Stepney #1348
#74922
Attorney Gregory Krog and owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$600.00 along with a 60 day suspension of the Beer Permit. Commissioner Bryan opposed. Commissioner Wallace seconded. The motion passed. The owner agreed to the fine and probation.*

The following location(s) is in violation of AC Rule C-4 WITH priors:

25. Mary Williams – 470 E. Georgia – dba – “Luster Sundry’s & Grill”
Date of Violation: **Wednesday, June 11, 2014**
Date Permit Approved: 12-02-1992
Prior Violation(s): 02-19-2013 C1 D4
Officer(s): Croom #10914, Holmes #12128
#C329086
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$200.00 along with a 60 day suspension of the Beer Permit. Commissioner Wallace seconded. The motion passed. The owner agreed to the fine and probation.*

The following location(s) is in violation of AC Rule C-4 NO priors:

26. Gabriel M. Yak – 263 Chelsea – dba – “Convenience 4 Less”
Date of Violation: **Wednesday, June 11, 2014**
Date Permit Approved: 04-08-2012
Officer(s): Croom #10914, Holmes #12128
#C329088
No one appear before commissioners. *Commissioner Bryan moved to Indefinitely Suspend the location. Commissioner Wallace seconded. The motion passed.*

X. New Business: None

XI. Old Business: None

XII. Adjournment:

There being no further business to come before the commission, Commissioner Chase moved for adjournment at approximately 11:00 a.m. Commissioner Wallace seconded. The meeting adjourned.

Billy Post, Chairman

Date

Aubrey J. Howard, Executive Secretary

Date